

ARBITRATION, CLOSED

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:05-cv-00780-RB**

SOUDER et al v. ALABAMA MOTOR EXPRESS, INC. et al
Assigned to: HONORABLE RONALD L. BUCKWALTER
Cause: 28:1441 Petition for Removal- Tort/Motor Vehicle (

Date Filed: 02/18/2005
Jury Demand: Defendant
Nature of Suit: 350 Motor Vehicle
Jurisdiction: Diversity

Plaintiff

JAMES A. SOUDER

represented by **DAVID B. WINKLER**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

LANA J. SOUDER

represented by **DAVID B. WINKLER**
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ATTORNEY TO BE NOTICED

V.

Defendant

**ALABAMA MOTOR EXPRESS,
INC.**

represented by **CELESTE C HARRISON**
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Defendant**ERIC M. BRION**

represented by **THOMAS J. WAGNER**
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Date Filed	#	Docket Text
02/18/2005	<u>1</u>	NOTICE OF REMOVAL by ALABAMA MOTOR EXPRESS, INC. from Philadelphia CCP, case number January 2005 No. 1732. (Filing fee \$ 250 receipt number 913850), Certificate of Service. (tj,) (Entered: 02/22/2005)
03/14/2005	<u>2</u>	<i>Defendant Alabama Motor Express, Inc.</i> ANSWER to Complaint together with and Affirmative Defenses with Jury Demand and Certificate of Service by ALABAMA MOTOR EXPRESS, INC.. (WAGNER, THOMAS) (Entered: 03/14/2005)
03/16/2005	<u>3</u>	PLAINTIFFS, JAMES A. SOUDER, LANA J. SOUDER'S MOTION TO REMAND, MEMORANDUM, CERTIFICATE OF SERVICE.(fdc) (Entered: 03/16/2005)
03/31/2005	<u>4</u>	RESPONSE in Opposition re <u>3</u> MOTION to Remand filed by ALABAMA MOTOR EXPRESS, INC., ERIC M. BRION, Brief, Certificate of Service. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C) (WAGNER, THOMAS) Modified on 4/1/2005 (np). (Entered: 03/31/2005)
04/05/2005	<u>5</u>	Reply Brief in Support re <u>3</u> MOTION to Remand filed by JAMES A. SOUDER, LANA J. SOUDER, Certificate of Service. (WINKLER, DAVID) Modified on 4/7/2005 (np). (Entered: 04/05/2005)
04/06/2005	<u>6</u>	Original Record together with certified copy of docket entries received from Court of Common Pleas of Philadelphia County. (fdc,) (Entered: 04/06/2005)
04/28/2005	<u>7</u>	MOTION to Dismiss for Lack of Jurisdiction <i>and Improper Venue or in the Alternative, to Transfer Venue</i> filed by ERIC M. BRION.Memorandum in Support, Certificate of Service. (Attachments: # <u>1</u> Exhibit Complaint)(WAGNER, THOMAS) (Entered: 04/28/2005)
05/03/2005	<u>8</u>	First MOTION to Compel <i>Discovery Responses</i> filed by ALABAMA MOTOR EXPRESS, INC..Certificate of Service.(WAGNER, THOMAS) (Entered: 05/03/2005)
05/04/2005	<u>9</u>	CERTIFICATE of Counsel <i>to remove from arbitration</i> by DAVID B.

		WINKLER on behalf of all plaintiffs (WINKLER, DAVID) (Entered: 05/04/2005)
05/09/2005	10	SCHEDULING ORDER. DISCOVERY DUE BY 10/14/2005. TRIAL POOL SET FOR 11/14/2005.SIGNED BY JUDGE RONALD L. BUCKWALTER ON 5/9/05. 5/9/05 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/09/2005)
05/10/2005	11	ORDER THAT PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION TO TRANSFER OR DISMISS AND MOTION TO COMPEL DISCOVERY WILL BE DUE, IF NECESSARY, TEN (10) DAYS AFTER THE COURT'S RULING ON PLAINTIFFS' MOTION TO REMAND. SIGNED BY JUDGE RONALD L. BUCKWALTER ON 5/9/05. 5/10/05 ENTERED AND COPIES MAILED, E-MAILED.(fdc) (Entered: 05/10/2005)
06/16/2005	12	ORDER THAT PLAINTIFFS' MOTION TO REMAND IS DENIED. SIGNED BY JUDGE RONALD L. BUCKWALTER ON 6/15/05.6/16/05 ENTERED AND COPIES MAILED, E-MAILED. (fdc) (Entered: 06/16/2005)
06/21/2005	13	MOTION to Dismiss <i>for Forum Non Conveniens Grounds or in the Alternative, Transfer Venue</i> filed by ALABAMA MOTOR EXPRESS, INC., ERIC M. BRION.Brief, Memorandaum, Certificate of Service,. (Attachments: # 1 Exhibit "A"# 2 Exhibit Exhibit "B"# 3 Exhibit Exhibit "C"# 4 Exhibit Exhibit "D")(WAGNER, THOMAS) (Entered: 06/21/2005)
06/28/2005	14	ORDER THAT PLAINTIFFS' RESPONSES TO DEFENDANTS' MOTION TO TRANSFER OR DISMISS AND MOTION TO COMPEL DISCOVERY ARE DUE ON OR BEFORE JULY 5, 2005. SIGNED BY JUDGE RONALD L. BUCKWALTER ON 6/27/05. 6/28/05 ENTERED AND COPIES MAILED AND E-MAILED.(fdc) (Entered: 06/28/2005)
06/30/2005	15	STIPULATION <i>of Counsel</i> by JAMES A. SOUDER, LANA J. SOUDER, ALABAMA MOTOR EXPRESS, INC., ERIC M. BRION. (WINKLER, DAVID) (FILED IN ERROR BY ATTORNEY; COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 7/1/2005 (np). (Entered: 06/30/2005)
07/12/2005	16	ORDER THAT DEFENDANT ERIC M. BRION'S MOTION TO TRANSFER OR DISMISS IS DEEMED WITHDRAWN. DEFENDANTS' MOTION TO DISMISS FOR FORUM NON CONVENIENS OR, IN THE ALTERNATIVE, TRANSFER VENUE IS GRANTED TO THE EXTENT THAT THIS CASE IS TRANSFERRED TO THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE. DEFENDANTS' MOTION TO COMPEL DISCOVERY IS DISMISSED AS MOOT. THIS CASE IS MARKED CLOSED FOR STATISTICAL PURPOSES. SIGNED BY JUDGE RONALD L. BUCKWALTER ON 7/8/05. 7/12/05 ENTERED AND COPIES MAILED AND E-MAILED. (fdc) (Entered: 07/12/2005)
07/12/2005		Original record together with certified copy of docket entries forwarded

	to U.S. District Court of Delaware at Wilmington. (fdc) (Entered: 07/12/2005)
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